

**PUBLIC HEALTH LABOUR AND MUNICIPAL
ADMINISTRATION SECRETARIAT**

NOTIFICATION.

Bangalore dated 20th May 1965.

G.S.R. 517.—The following draft of the Mysore Municipalities (claims to property) (procedure) Rules, 1965, which the Government of Mysore proposes to make in exercise of the powers conferred by section 323 read with section 82 of the Mysore Municipalities Act, 1964 (Mysore Act No. 22 of 1964) is hereby published as required by sub-section (1) of section 323 of the said Act for the information of persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration on or after the 21st June 1965.

Any objection or suggestion which may be received from any person with respect to the aforesaid draft rules by the State Government before the date specified above will be considered by the Government. Objections and suggestions may be addressed to the Secretary to Government, Public Health, Labour and Municipal Administration Department, Vidhana Soudha, Bangalore-1.

**THE MYSORE MUNICIPALITIES (CLAIMS TO PROPERTY)
(PROCEDURE) RULES, 1965.**

1 Title.—These rules may be called the Mysore Municipalities (claims to property) (procedure) Rules, 1965.

2 Definitions.—In these rules unless the context otherwise requires—

- (a) 'Act' means the Mysore Municipalities Act, 1964;
- (b) 'Form' means a form appended to these Rules ;
- (c) 'section' means a section of the Act.

3 Application to be made regarding claim to property—

Where any property or any right in or over any property in a municipality is claimed by or on behalf of the municipal council or by any person as against the municipal council, the Municipal Commissioner or Chief Officer as the case may be, on behalf of the municipal council or the person concerned shall make an application in writing to the Deputy Commissioner of the District or in the case of a town municipal council to the Assistant Commissioner having jurisdiction over the place as the case may be, in which the property is situate, furnishing full particulars of the property or any right in or over any such property and the grounds on which the claim is made, accompanied by documents, with a list of such documents on the basis of which the property or the right is claimed. The application shall also furnish the names and address of all parties who to the best of the applicant's knowledge have or claim an interest in the property or right in or over the property in question.

4. Fixing the date of enquiry.—On receipt of an application, the Deputy Commissioner, or Assistant Commissioner, as the case may be, shall fix a date for enquiry and not earlier than ten days before such date a written notice in Form 'A' of the proposed enquiry and of the time and place and subject matter thereof shall be affixed at the Municipal office and in some conspicuous part of the property. It may also be published at the discretion of the Deputy Commissioner or Assistant Commissioner, at some other public place in the Municipality in which the property is situate.

5. Service of notice of enquiry on persons.—A copy of the notice issued under Rule 4 shall also be served not less than ten days before the date of enquiry on all persons named in the application and also those who are known or believed to have made any claim to the subject matter of the enquiry and every such notice shall be served in the manner laid down in section 262 for service of notices.

6. Manner of service of Notice of order.—A written notice in Form 'B' of any order passed under section 82, specifying briefly the subject matter, contents and date, of the order passed and shall be served in the manner specified in rule 5 upon the persons referred to therein. Such written notice shall also be affixed in the places specified in rule 4.

FORM 'A'

(Rule 4)

To

A.B.

Whereas (here describe the property or right in or over any property) is claimed by the.....municipal council (or by C. D. against the municipal council) notice is hereby given that an enquiry will be held by me in order to decide the said claim.

You are hereby required to appear before me either in person or through a duly authorised agent at.....O'clock of the.....noon (at the site in dispute or) at my office (Camp at.....in the.....Taluk) on the day of.....19.....at which time and place an enquiry into the claim will be made.

And you are hereby required to produce before me at the above-named place and time, any documents or evidence which you may wish to produce or adduce.

If you fail to appear in person or through a duly authorised agent in pursuance of this notice the above-mentioned claim will be decided in your absence.

Dated this..... day of 19...

Place

(Signed)
Designation of Officer)

FORM 'B'

(Rule 6)

.....

Whereas in accordance with a notice duly issued and served under rules 4 and 5 of the Mysore Municipalities (claims to property) (procedure) rules 1965, an enquiry was held by me on.....and an order was passed on.....

Notice is hereby given to all persons concerned and to (here specify the person to whom the notice is directed) that my decision and order is that; (here summarise the order and define the property or right to which it relates).

Dated this..... day of 19...

(Signed)

Deputy Commissioner.
Assistant Commissioner.

[No. PLM 8 MLR 65]

By Order and in the name of the Governor of Mysore,

B. VENKATARAMIA, *Deputy Secy.*